



PATENT

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UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gabriele Bungardt, Luis Pedraza,
Betsy Goodrich, Edmund J. Morrissey, III

SERIAL NO.: Unknown

FILING DATE: April 11, 1995

TITLE: CONCHA HEADSET STABILIZER

EXAMINER: Unknown

GROUP ART UNIT: Unknown

ATTY. DKT. NO.: 1779

THE HONORABLE COMMISSIONER OF PATENTS AND TRADEMARKS
BOX PATENT APPLICATION
WASHINGTON, D.C. 20231

APPLICATION FILING UNDER 37 CFR § 1.60

Sir:

This is a request for filing a

 X Continuation Divisional

application under 37 CFR § 1.60, of pending Prior Application

Serial No. 08/234,302 filed on April 28, 1994
(date)by Gabriele Bungardt, Luis Pedraza, Betsy Goodrich
(inventors)for Concha Headset Stabilizer
(title of invention)

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1. Copy of Prior Application as filed is attached:

X I hereby verify that the attached papers are a true copy of what is shown in my records to be the parent of the above identified Prior Application.

The copy of the papers of Prior Application as filed which are attached are as follows:

X 8 page(s) of specification

X 3 full page(s) of claims

X 1 page(s) of abstract

X 1 page(s) of appendix

 page(s) of preliminary amendment

X 3 sheet(s) of drawing

 pages of declaration and power of attorney

 in accordance with the indication required by 37 CFR § 1.60(b) my records reflect that the original signed declaration showing applicants' signature was filed on

_____.

2. Amendments:

 Cancel in this application original claims of the Prior Application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)

 A Preliminary Amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the Prior Application.)

3. Petition for Suspension of Prosecution for the Time Necessary to File an Amendment:

 There is provided herewith a Petition To Suspend Prosecution For The Time Necessary to File An Amendment.

4. Small Entity Status:

— A verified statement that this filing is by a small entity or independent inventor:

— is attached

— has been filed in the parent of the Prior Application and such status is still proper and desired (37 CFR § 1.28(a))

5. Filing Fee Calculation (37 CFR § 1.16):

	Col. 1	Col. 2	SMALL ENTITY			OTHER THAN A SMALL ENTITY	
For:	Number filed	Number extra	Rate	Fee	OR	Rate	Fee
Basic fee				\$ 365.00	OR		\$ 730.00
Total claims	12-20 =	*0	x \$ 11.00	\$	OR	x \$ 22.00	\$ 0
Independent claims	3-3 =	*0	x \$ 38.00	\$	OR	x \$ 76.00	\$ 0
[] Multiple dependent claim presented			+ \$120.00	\$	OR	+ \$240.00	\$ 0
*If the diff. in Col. 1 is less than zero, enter "0" in Col.2			TOTAL	\$	OR	TOTAL	\$ 730.00

6. Fee payment being made at this time:

X Enclosed

X basic filing fee \$730.00

X recording assignment (\$40.00; 37 CFR § 1.21(h)) \$ 40.00

— processing and retention fee (\$65.00 (small entity) or \$130.00; 37 CFR § 1.53(d) and § 1.21(1)) \$

Total fees enclosed \$770.00

7. Method of payment of fees:

X enclosed is a check in the amount of \$770.00

— charge Deposit Account No. 19-2555 in the amount of \$

A duplicate of this authorization is attached.

8. Authorization to charge additional fees:

X The Commissioner is hereby authorized to credit any overpayments and charge any additional fees which may be required by this paper and during the entire pendency of the application to Deposit Account No. 19-2555, as follows: (A duplicate sheet is attached)

X 37 CFR 1.16(a), (f), or (g) (filing fees)

___ 37 CFR 1.16(b), (c) and (d) (presentation of extra claims)

X 37 CFR 1.17 (application processing fees)

___ 37 CFR 1.18 (issue fee at or before mailing Notice of Allowance, pursuant to 37 CFR 1.311(b)).

9. Drawings:

X New drawings are enclosed

___ formal

X informal

___ Transfer the drawings from the prior application to this application and, subject to item 17 below, abandon said Prior Application as of the filing date accorded this application. A duplicate copy of this request is enclosed for filing in the Prior Application file.

___ Transfer the following sheet(s) of drawing from the Prior Application to this application.

___ A copy of the amendment cancelling these sheets of drawing in the Prior Application is attached.

10. Priority: 35 U.S.C. 119:

— Priority of application Serial No. /
filed on
in is claimed
 (country)
under 35 U.S.C. 119.

— The certified copy was filed in the Prior
Application on .

— The certified copy will follow.

11. Relate Back: 35 U.S.C. 120:

 X Amend the specification by inserting before the
first line the sentence:

 This is a

 X continuation

 divisional

of copending application

 X Serial No. 08/234,302 filed on April 28,
1994^A; now abandoned.

 International Application
filed on and which
designated the U.S."

12. Inventorship Statement:

(a) With respect to the prior copending U.S. application
from which this application claims benefit under 35
U.S.C. 120, the inventor(s) in this application are:

 the same

 X more than those named in the Prior Application,
and it is requested that the following inventor
identified below be added:

 Edmund J. Morrissey, III
(Name of inventor to be added)

(b) The inventorship for all the claims in this application is

 the same

— not the same, and an explanation, including the ownership of the various claims at the time the last claimed invention was made, is submitted herewith.

13. Assignment:

X The Prior Application is assigned to

Plantronics, Inc.
recorded in the Patent Office at Reel 6977
Frame 0274.

X an assignment to Plantronics, Inc.
signed by Edmund J. Morrissey, III
is attached.

14. Power of Attorney:

— The power of attorney in the Prior Application is to

	<u>Attorney</u>	<u>Regis. No.</u>
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a. — The power appears in the original papers in the Prior Application.

b. — Since the power does not appear in the original papers, a copy of the power in the Prior Application is enclosed.

c. X A new power has been executed and is attached.

d. X Address all future communications to

Phong K. Truong, Regis. No. 37,499
c/o FENWICK & WEST
Two Palo Alto Square, Suite 600
Palo Alto, California 94306
(415) 858-7255

15. Maintenance of copendency of Prior Application:

— A petition, fee and response has been filed to extend the term in the pending Prior Application until _____.

— A copy of the petition for extension of time in the Prior Application is attached.

16. Conditional petition for extension of time in Prior Application:

- a conditional petition for extension of time is being filed in the pending Prior Application.
- a copy of the conditional petition for extension of time in the Prior Application is attached.

17. Abandonment of Prior Application (if applicable):

- Please abandon the Prior Application at a time while the Prior Application is pending or when the petition for extension of time or to revive in that application is granted and when this application is granted a filing date so as to make this application copending with the Prior Application.

18. Declaration:

A newly executed Declaration is attached hereto.

I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Phong K. Truong

Type or print name of person signing

Date

4/11/95

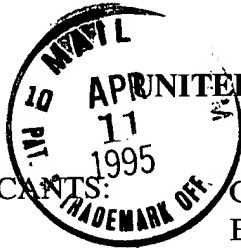
Phong K. Truong
Signature

- ☒ Attorney or agent of record;
Reg. No. 37,499
- Inventor
- Filed under 37 CFR § 1.34(a)
- Assignee of complete interest
- Person authorized to sign on behalf of Assignee

(title of authorized person)

c/o FENWICK & WEST
Two Palo Alto Square, Suite 600
Palo Alto, California 94306
Tel. No. (415) 858-7255

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CERTIFICATE OF EXPRESS MAIL

SIR:

"Express Mail" mailing label number: TB689215362US

Date of Deposit: April 11, 1995

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Box Patent Application, Washington, D.C. 20231.

Anthony Marc Bumatay

(Typed or printed name of person mailing paper or fee)

Anthony Marc Bumatay

(Signature of person mailing paper or fee)